

HOUSE JOINT RESOLUTION 21
By Newton

A RESOLUTION to propose an amendment to Article XI, Section 5, of the Constitution of Tennessee, relative to lotteries.

WHEREAS, the One Hundred First General Assembly considered and passed House Joint Resolution No. 2 which proposed an amendment to Article XI, Section 5, of the Constitution of Tennessee relative to lotteries; now, therefore,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED SECOND GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, That a two-thirds (2/3) majority of all the members of each house concurring, as shown by the yeas and nays entered on their journals, that the period (.) at the end of Article XI, Section 5, of the Constitution of Tennessee be changed to a comma (,) and the following new language be added:

except that the legislature may authorize a state lottery if the net proceeds of the lottery's revenues are allocated to provide financial assistance to citizens of this state to enable such citizens to attend post-secondary educational

institutions located within this state. The excess after such allocations from such net proceeds from the lottery would be appropriated to:

- (1) Capital outlay projects for K-12 educational facilities; and
- (2) Early learning programs and after school programs.

Such appropriation of funds to support improvements and enhancements for educational programs and purposes and such net proceeds shall be used to supplement, not supplant, non-lottery educational resources for educational programs and purposes.

All other forms of lottery not authorized herein are expressly prohibited unless authorized by a two-thirds (2/3) vote of all members elected to each house of the general assembly for an annual event operated for the benefit of a 501(c)(3) organization located in this state, as defined by the 2000 United States Tax Code or as may be amended from time to time.

A state lottery means a lottery of the type such as in operation in Georgia, Kentucky and Virginia in 2000, and the amendment to Article XI, Section 5 of the Constitution of the State of Tennessee provided for herein does not authorize games of chance associated with casinos, including, but not limited to, slot machines, roulette wheels, and the like.

The state lottery authorized in this section shall be implemented and administered uniformly throughout the state in such manner as the legislature, by general law, deems appropriate.

BE IT FURTHER RESOLVED, That the foregoing amendment shall be submitted to the people at the next general election in which a Governor is to be chosen, the same being the 2002 November general election and the Secretary of State is directed to place such amendment on the ballot for that election.